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15
16 UNITED STATES DISTRICT COURT
17 DISTRICT OF NEVADA

18 POLYMER80, INC.,
19
20 Plaintiff,
21 v.
22 GLOCK, INC.; and LIPSEY'S, LLC,
23
24 Defendants.

Case No. 3:20-cv-00617-MMD-CLB

**STIPULATION AND ORDER TO
EXTEND DEADLINE FOR JOINT
CASE MANAGEMENT REPORT
AND RESCHEDULE CASE
MANAGEMENT CONFERENCE**

(First Request)

25
26 Plaintiff Poymer80, Inc. ("Plaintiff") and Defendants GLOCK, Inc. and Lipsey's, LLC
27 (collectively "Defendants") (collectively, at times, the "Parties"), by and through their respective

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counsel, hereby stipulate and agree: (i) to extend the deadline for submission of the Joint Case Management Report required by the Court's Order, dated January 5, 2022 (D.I. 62) by one week, to January 27, 2022; and (ii) to reschedule the Case Management Conference from Monday, January 24, 2022 to Monday, January 31, 2022, or at the Court's earliest convenience.

This is the first request to extend the deadlines set forth in the Court's January 5, 2022 Order. The request is made in good faith and not for the purpose of delay.

In accordance with the Court's January 5, 2022 Order, the Parties confirm that they conducted a meet and confer conference by telephone on January 12, 2022 at which all counsel of record were present. Following the meet and confer, the parties sent subsequent detailed written communications by letter setting forth and clarifying their positions on January 14, 2022 and January 17, 2022.

The Parties can report that they have made substantial progress to resolve Defendants' stated deficiency notices during the meet and confer conference and subsequent written communications. Of the approximately 30 different Interrogatories and Requests for Production at issue in Defendants' deficiency notices, Plaintiff revisited its prior objections and removed them with respect to approximately 25 of the 30 Interrogatories and document requests. The parties have resolved all of the issues with respect to the Interrogatories, as Plaintiff will serve amended responses by an agreed future date. The only remaining issues are with respect to: (i) Plaintiff's continued objections with respect to approximately 5 of the Requests for Production in Defendants' Second Set of Document Requests, for which Plaintiff continues to maintain objections in whole or in part; and (ii) the timing and method of Plaintiff's further document production, which is estimated to be in the range of 30,000 to 50,000 additional responsive documents and emails to produce in total.

The parties can also report that they have reached agreement on a preferred form of mediation.

However, the parties require a further meet and confer telephone conference to address the few remaining open issues of Plaintiff's document objections, and to reach agreement on the deadlines set forth in the Court's January 5, 2022, in order to finalize and file the Joint Case Management Report. The parties are unable to conduct the further meet and confer conference this week because of scheduling conflicts of counsel and the Parties. Hence, despite good faith efforts and multiple communications between counsel to date, the parties are not in a position to provide the Court with

1 final positions for the Joint Case Management report by tomorrow, January 20, 2022. Moreover, the
 2 Parties prefer to continue to work together to narrow and resolve the remaining open issues in good
 3 faith, as they have done to date, which they believe serves the interest of judicial efficiency. The first
 4 opportunity for counsel to have the further meet and confer will be on Tuesday, January 25, 2022. The
 5 parties will then be in a position to finalize and file the Joint Case Management Report by Thursday,
 6 January 27, 2022.

7 For good cause shown, the Parties respectfully request the Court to (i) to extend the deadline
 8 for submission of the Joint Case Management Report required by the Court's Order, dated January 5,
 9 2022 (D.I. 62) by one week, to January 27, 2022; and (ii) to reschedule the Case Management
 10 Conference from Monday, January 24, 2022 to Monday, January 31, 2022, or at the Court's earliest
 11 convenience.

12 **IT IS SO STIPULATED:**

13 Dated: January 19, 2022

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16 By: /s/ John R. Funk.

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18 IT IS SO ORDERED.

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20 UNITED STATES MAGISTRATE JUDGE

21 DATED: January 19, 2022
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